

TOWN OF DAVIE

TOWN COUNCIL AGENDA REPORT

TO: Mayor and Councilmembers

FROM/PHONE: Ken Cohen, Assistant Town Administrator, 797-1037

SUBJECT: Ordinance

TITLE OF AGENDA ITEM: AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE CODE OF ORDINANCES, CHAPTER 2, ARTICLE V, DIVISION 1, SECTION 2-73(c), ADVISORY BOARDS/COMMITTEES, BY REMOVING THE COMMUNITY REDEVELOPMENT AGENCY FROM THE TOWN'S UNIFORM POLICY CONCERNING ADVISORY BOARDS/COMMITTEES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

REPORT IN BRIEF: On March 19, 2002, the Town Council approved a uniform board policy concerning advisory boards/committees. This policy included the Community Redevelopment Agency which is governed by Florida State Statutes Chapter 163 Part III and Code Section 12, Article XIII, Division 3. The State Statute lists the Agency member's terms as four years, where the Town's ordinance (2002-9) lists the terms as two years. Also, the State Statute requires that prior to removing an Agency member for cause, an opportunity must be given to the Agency member, or authorized representative, to be heard. Though the State Statute would supersede the Town's ordinance and no change needs to be made, this difference can become the cause of confusion in the future. To avoid any confusion down the road, this simple change to the Town's Code is being recommended.

RECOMMENDATION(S): Motion to approve

Attachment(s): Ordinance

AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE CODE OF ORDINANCES, CHAPTER 2, ARTICLE V, DIVISION 1, SECTION 2-73(c), ADVISORY BOARDS/COMMITTEES BY REMOVING THE COMMUNITY REDEVELOPMENT AGENCY FROM THE TOWN'S UNIFORM POLICY CONCERNING ADVISORY BOARDS/COMMITTEES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on March 19, 2002, the Town Council of the Town of Davie approved a uniform policy concerning the Town's advisory boards/committees; and

WHEREAS, this uniform policy inadvertently included the Community Redevelopment Agency which is governed by Florida State Statutes Chapter 163 Part III and Code Section 12, Article XIII, Division 3); and

WHEREAS, the Town's Code needs to be amended to remove the Community Redevelopment Agency from the uniform policy.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA:

SECTION 1. That Section 2-73(c) shall be amended as follows:

Section 2-73. Advisory Boards/Committees

c) Community Redevelopment Agency (governed by Florida State Statutes Chapter 163 Part III and Code Section 12, Article XIII, Division 3)

- ~~1. There shall be seven (7) members of the Community Redevelopment Agency: one exclusive appointment per Councilmember with two (2) open nominations.~~
- ~~2. Members shall either reside or engage in business within the jurisdiction of the Town.~~
- ~~3. This Agency was created to carry out the purpose of the Community Redevelopment Act of 1969 (F.S.S. Chapter 163 Part III). Essentially, an economic development program, the function of the Agency is to preserve and enhance the tax base, alleviate conditions of slum and blight, facilitate affordable housing and stimulate private section participation within the redevelopment area.~~

SECTION 3. This ordinance shall take effect immediately upon its passage and adoption.

PASSED ON FIRST READING THIS _____ DAY OF _____, 2002

PASSED ON SECOND AND FINAL READING THIS _____ DAY OF _____, 2002

Mayor/Council Member

ATTEST:

Town Clerk

APPROVED THIS _____ DAY OF _____, 2002